



fu

PATENT
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN THE APPLICATION OF:

JOSEPH J. KEENAN ET AL.

CASE NO.: BA9309USPCT

APPLICATION NO.: 10/524807

CONFIRMATION NO.: UNKNOWN

GROUP ART UNIT: UNKNOWN

EXAMINER: UNKNOWN

FILED: February 15, 2005

FOR: PROCESS FOR PREPARING PASTE-EXTRUDED SULFONAMIDE
COMPOSITIONS

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In compliance with 37 C.F.R. §§1.97 and 1.98, Applicants bring to the attention of the U.S. Patent and Trademark Office the information listed on the enclosed PTO/SB/08A and/or PTO/SB/08B forms. A copy of the information, if required, is also enclosed. Applicants note that the translation for JP-8-283108 is a machine translation. Based on priority information, it appears that US 2004/0023803 is an English-language counterpart of WO 02/17718.

Applicants further bring to the attention of the U.S. Patent and Trademark Office the INVENTOR'S STATEMENT enclosed herewith. The INVENTOR'S STATEMENT provides information in connection with certain products commercialized prior to September 12, 2002 (the priority date of the above-referenced application) that were formulated using both a sulfonylurea and an inorganic base. Although the INVENTOR'S STATEMENT indicates that only Product Nos. 7, 9, 11 and 13 were on sale in the United States prior

to September 12, 2002, Applicants request that the claims of this application be examined in light of all of the listed products. Applicants understand that the two products indicated on the DuPont Escort® XP and Oust® XP herbicides sheet provided herewith correspond to Product Nos. 7 and 11 in the INVENTOR'S STATEMENT.

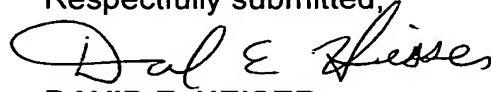
Applicants further bring to the attention of the U.S. Patent and Trademark Office information enclosed herewith that relates to an Opposition filed in connection with a European Patent Office counterpart of this application. More particularly, enclosed is (1) a Communication of a notice of opposition (1 page), and A Notice of Opposition to a European Patent (4 pages) along with an Additional representatives sheet (1 page), a Notice of opposition against EP 1 536 685 Facts and Arguments (a 1 page contents sheet plus 13 additional pages) and six ENCLOSURES referred to on page 13 thereof. The six ENCLOSURES include a document referred to on page 13 as brochure 5/99 (8 pages), a document referred to on page 13 as brochure 9/99 (9 pages), a document referred to on page 13 as brochure 6/01 (10 pages), a document referred to on page 13 as brochure 10/01 (12 pages), a document referred to on page 13 as Declaration of Mr. Ewbank of Ajinomoto Omnicem n.v. (2 pages), and a document referred to on page 13 as Declaration of Mr. Voorbraak of Agrichem b.v. (1 page). The dates provided for the four Water Dispersible Granule Formulations documents provided herewith are based on this information.

Consideration of all of this information is requested under 37 C.F.R. § 1.56 and this information is submitted in accord with the provisions of §1.97(b): within three months of filing the national application under 37 C.F.R. §1.53(d), or entry into the national stage under 37 C.F.R. §1.491, or before the mailing of a first Office Action on the merits, or before the mailing of a first Office Action on the merits after filing a Request for Continued Examination under 37 C.F.R. §1.114.

If this Information Disclosure Statement is filed under §1.97(b) but the mailing date hereof is after the mailing of a first Office Action on the merits, the PTO is authorized to charge the fee set forth in 37 C.F.R. §1.17(p) to Deposit Account No. **04-1928** (E. I. du Pont de Nemours and Company) in order to

complete the requirements for consideration of this Information Disclosure Statement.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "David E. Heiser", written in a cursive style.

DAVID E. HEISER

Attorney for Applicants

Registration No.: 31,366

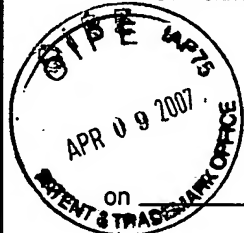
Telephone: (302) 892-1926

Facsimile: (302) 892-7949

Date: APRIL 5, 2007

T:\Patent Documents\Ag Products\BA-93xx-\BA9309\IDS.doc

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Certificate of Mailing under 37 CFR 1.8I hereby certify that this correspondence is being deposited with the United States Postal Service
with sufficient postage as first class mail in an envelope addressed to:Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450on APRIL 5, 2007

Date

Signature

DEBORAH M. JONES

Typed or printed name of person signing Certificate

-
Registration Number, if applicable302 992 4943
Telephone Number

10/524807

BA9309USPCT - INFORMATION DISCLOSURE STATEMENT, PTO SB08A, SB08B (2 PAGES) AND REFERENCES,
INVENTOR'S STATEMENT
OPPOSITION DOCUMENTS

Page ____ of ____

This collection of information is required by 37 CFR 1.8. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 1.8 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.



PTO/SB/08B (09-06)

Approved for use through 03/31/2007. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number

Substitute for form 1449A/PTO

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

Sheet 2 of 3

Complete if Known

Application Number	10/524,807
Filing Date	FEBRUARY 15, 2005
First Named Inventor	KEENAN ET AL.
Group Art Unit	1615
Examiner Name	UNKNOWN
Attorney Docket Number	BA9309USPCT

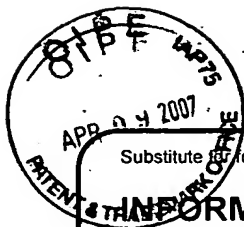
OTHER PRIOR ART -- NON PATENT LITERATURE DOCUMENTS

Examiner Initials *	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
		Green, J.M. 1999a. Optimizing alcohol ethoxylate surfactant activity at low doses. Weed Technol. 13:737-740	<input type="checkbox"/>
		Green, J.M. 1999b. Effect of nonylphenol ethoxylation on the biological activity of three herbicides with different water solubilities. Weed Technol. 13:840-842.	<input type="checkbox"/>
		Nalewaja, J.D. and R. Matysiak. 2001. Nicosulfuron response to adjuvants, salts, and spray volume. In Hans de Ruiter, Ed. Sixth International Symposium on Adjuvant for Agrochemicals, ISAA 2001 Foundation, Amsterdam, pp. 304-314.	<input type="checkbox"/>
		Russell, M.H., Saladini, J.L., and F. Lichtner. 2002. Sulfonylurea herbicides. Pesticide Outlook 13:166-173.	<input type="checkbox"/>
		Streibig, J.C., Rudemo, M., and J.E. Jensen. 1993. Dose-response curves and statistical models. In J.C. Streibig and P. Kudsk, eds. Herbicide Bioassays. Boca Raton, FL: CRC Press pp. 30-55.	<input type="checkbox"/>
		Woznica, Z., J.D. Nalewaja, and C.G. Messersmith. 2001. Sulfosulfuron efficacy is affected by surfactants, pH of spray mixtures, and salts, Pesticide Formulations and Application Systems: A New Century for Agricultural Formulations, Twenty First Volume, ASTM STP 1414, J.C. Mueninghoff, A.K. Viets, and R.A. Downer, Eds., American Society for Testing and Materials, West Conshohocken, PA, pp. 11-22.	<input type="checkbox"/>
		Roggenbuck, F.C., Penner, D., Burrow, R.F., Thomas B. 1993. Study of the enhancement of herbicide activity and rainfastness by an organosilicone adjuvant utilizing radiolabelled herbicide and adjuvant. Pestic. Sci. 37:121-125.	<input type="checkbox"/>
		Dr. Alan Rawle et al., Basic Principles of Particle Size Analysis, Pages 1-8, Malvern Instruments Ltd., Malvern, Worcestershire, UK	<input type="checkbox"/>
		Kennedy, M.W., Wilkowski, S.P., and R.C. Grimes. 1998. Formulating with trisiloxane surfactants; pH stability. P. 73-78 in Patrick McMullan, Ed. fifth International Symposium on Adjuvant for Agrochemicals Vol. 1, Chemical Producers and Distributors Association, Memphis, TN	<input type="checkbox"/>
		Abstract re JP8-283108 (1997)	<input type="checkbox"/>
		DuPont™ Escort® XP and Oust® XP herbicides sheet (2002)	<input type="checkbox"/>

Examiner
SignatureDate
Considered

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Applicant's unique citation designation number (optional). 2 Applicant is to place a check mark here if English language Translation is attached. This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.



PTO/SB/088 (09-06)

Approved for use through 03/31/2007. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number

Substitute for Form 1449A/PTO

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

Sheet 3 of 3

Complete if Known

Application Number	10/524807
Filing Date	September 09, 2003
First Named Inventor	JOSEPH JAMES KEENAN
Group Art Unit	1615
Examiner Name	UNKNOWN
Attorney Docket Number	BA9309USPCT

OTHER PRIOR ART -- NON PATENT LITERATURE DOCUMENTS

Examiner Initials *	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
		Water Dispersible Granule Formulations 05/99 - Pages 1-8 (1999)	<input type="checkbox"/>
		Water Dispersible Granule Formulations 09/99 - Pages 1-9 (1999)	<input type="checkbox"/>
		Water Dispersible Granule Formulations 06/01 - Pages 1-10 (2001)	<input type="checkbox"/>
		Water Dispersible Granule Formulations 10/01 - Pages 1-12 (2001)	<input type="checkbox"/>
			<input type="checkbox"/>
			<input type="checkbox"/>
			<input type="checkbox"/>
			<input type="checkbox"/>
			<input type="checkbox"/>
			<input type="checkbox"/>

Examiner
SignatureDate
Considered

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Applicant's unique citation designation number (optional). 2 Applicant is to place a check mark here if English language Translation is attached. This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.